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Attorneys for Plaintiff
STEVEN NOLAN

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

STEVEN NOLAN,

Plaintiff,

v.

SEAN KELLY and DUSTIN WILLIS, in their
individual capacities and in their official
capacities as police officers for CITY OF
VACAVILLE; and DOES 1-50, inclusive,
individually and in their official capacities as
peace officers for CITY OF VACAVILLE,
jointly and severally,

Defendants.

Case No. 2:21-cv-02210-TLN-CSK

**SECOND STIPULATION TO CONTINUE
PRETRIAL DEADLINES; ORDER**

This Stipulation is submitted by Plaintiff STEVEN NOLAN and Defendants SEAN KELLY and DUSTIN WILLIS by and through their designated counsel, that the Order of May 31, 2024 (ECF No. 24) in this matter be modified as detailed below. This stipulation is submitted for good cause.

WHEREAS, on November 30, 2021, Plaintiff filed his original complaint (ECF No. 1);

WHEREAS, on December 1, 2021, the Court issued the Initial Pretrial Scheduling Order in this matter (ECF No. 3);

WHEREAS, Defendants filed multiple motions to dismiss and then on November 1, 2023, Defendants filed an answer to the second amended complaint (ECF No. 21);

WHEREAS, once the pleadings were settled, the Parties began to engage in discovery;

WHEREAS, on April 2, 2024, the case was reassigned to Magistrate Judge Chi Soo Kim (ECF No. 22);

WHEREAS, on May 30, 2024, the Parties submitted a stipulation to extend pretrial deadlines (ECF No. 23) and on May 31, 2024, the Court granted the stipulation (ECF No. 24);

WHEREAS, Plaintiff recently delivered a settlement demand and the Parties are discussing a possible resolution of the case;

WHEREAS, Plaintiff noticed the depositions of Defendants Willis and Kelly for August 30, 2024, but due to a scheduling conflict, the deposition of Defendants must be rescheduled;

WHEREAS, the Parties wish to continue the pretrial deadlines as set forth below in order to provide sufficient time to complete fact and expert discovery and to continue to discuss resolution of this matter; and

WHEREAS, the requested modifications will not otherwise impact the trial date as no trial date is currently scheduled.

Case Event	Current Deadline	Proposed Deadline
Close of Fact Discovery	September 20, 2024	January 20, 2025
Expert Witness Disclosure	November 8, 2024	March 10, 2025
Rebuttal Expert Disclosure	December 6, 2024	April 7, 2025
Expert Discovery Cutoff	January 24, 2025	May 20, 2025
Deadline to File Dispositive Motions	February 13, 2025	June 13, 2025
Jury Trial	TBD 30 days after Court's ruling on dispositive motion(s).	TBD 30 days after Court's ruling on dispositive motion(s).

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STIPULATION

NOW, THEREFORE, the Parties hereby STIPULATE TO and JOINTLY REQUEST that this Court's Order (ECF. No. 24) be amended accordingly:

Case Event	Current Deadline	Proposed Deadline
Close of Fact Discovery	September 20, 2024	January 20, 2025
Expert Witness Disclosure	November 8, 2024	March 10, 2025
Rebuttal Expert Disclosure	December 6, 2024	April 7, 2025
Expert Discovery Cutoff	January 24, 2025	May 20, 2025
Deadline to File Dispositive Motions	February 13, 2025	June 13, 2025
Jury Trial	TBD 30 days after Court's ruling on dispositive motion(s).	TBD 30 days after Court's ruling on dispositive motion(s).

Dated: August 21, 2024

BERTRAND, FOX, ELLIOT, OSMAN & WENZEL

By: /s/ Richard W. Osman

Richard W. Osman

Sheila D. Crawford

Kristopher D.R. Doodha

Attorneys for Defendants

SEAN KELLY and DUSTIN WILLIS

Dated: August 21, 2024

LAW OFFICES OF JUSTIN K. TABAYOYON

By: /s/ Justin K. Tabayoyon

Justin K. Tabayoyon, Esq.

Attorneys for Plaintiff

STEVEN NOLAN

ELECTRONIC CASE FILING ATTESTATION

I, Richard W. Osman, hereby attest that I have on file all holograph signatures for any signatures indicated by a conformed signature (“/s/”) within this E-filed document or have been authorized by counsel to show their signature on this document as /s/.

Dated: August 21, 2024

BERTRAND, FOX, ELLIOT, OSMAN & WENZEL

/s/ Richard W. Osman

Richard W. Osman

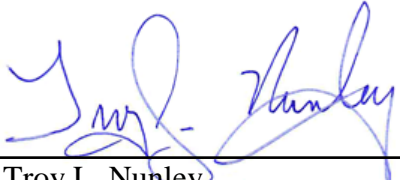
ORDER

The Parties' foregoing Stipulation is approved, and with good cause appearing. Therefore, **IT IS HEREBY ORDERED THAT** this Court's Order of May 31, 2024 Order (ECF No. 24) be modified as follows:

Case Event	New Schedule
Close of Fact Discovery	January 20, 2025
Expert Witness Disclosure	March 10, 2025
Rebuttal Expert Witness Disclosure	April 7, 2025
Expert Discovery Cutoff	May 20, 2025
Deadline to File Dispositive Motions	June 13, 2025
Jury Trial	TBD 30 days after Court's ruling on dispositive motion(s).

IT IS SO ORDERED.

Dated: August 22, 2024



Troy L. Nunley
United States District Judge